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# NEW UTILITY PATENT APPLICATION TRANSMITTAL

*(only for new nonprovisional applications under*

37 CFR 1.53(b))

|                        |  |
|------------------------|--|
| Attorney Docket Number | 20830-08855  |
| First Named Inventor   | Steven W. Meeks  |
| Title                  | System For Simultaneously Measuring Thin Film Layer Thickness, Reflectivity, Roughness, Surface Profile And Magnetic Pattern |
| Express Mail Label No. | EV 333134238 US  |

| APPLICATION ELEMENTS   |   | ACCOMPANYING APPLICATION PARTS |  |
|--|---|--------------------------------|--|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)   | 7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))   |                                |  |
| 2. <input type="checkbox"/> Applicant claims small entity status.<br>See 37 CFR 1.27   | 8. <input type="checkbox"/> Certified Copy of Priority Document(s) ( <i>if foreign priority is claimed</i> )                                    |                                |  |
| 3. <input checked="" type="checkbox"/> Specification <span style="float: right;">Total Pages <b>68</b></span>  | 9. <input type="checkbox"/> Power of Attorney or Authorization of Agent   |                                |  |
| (preferred arrangement set forth below)  |   |                                |  |
| ■ Descriptive Title of the Invention   |   |                                |  |
| ■ Cross Reference(s) to Related Case(s)  |   |                                |  |
| ■ Statement Regarding Fed sponsored R & D  |   |                                |  |
| ■ Background of the Invention  |   |                                |  |
| ■ Brief Summary of the Invention   |   |                                |  |
| ■ Brief Description of the Drawing(s)  |   |                                |  |
| ■ Detailed Description   |   |                                |  |
| ■ Claim or Claims  |   |                                |  |
| ■ Abstract of the Disclosure   |   |                                |  |
| 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <span style="float: right;">Total Sheets <b>25</b></span>  | 11. <input type="checkbox"/> Preliminary Amendment  |                                |  |
| 5. Oath or Declaration   | 12. <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A<br><input type="checkbox"/> Copies of IDS Citation(s)                |                                |  |
| a. <input type="checkbox"/> New Declaration <span style="float: right;">Total Pages <b>3</b></span>  | 13. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122<br>(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent |                                |  |
| <input type="checkbox"/> Executed (original or copy)   |   |                                |  |
| b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br>( <i>for continuation/divisional with Box 18 completed</i> )                    | 14. <input checked="" type="checkbox"/> Return Postcard   |                                |  |
| i. <input type="checkbox"/> DELETION OF INVENTOR(S)<br>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). |   |                                |  |
| 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76  | 15. <input type="checkbox"/>  |                                |  |
| 16. <input type="checkbox"/>   |   |                                |  |
| 17. <input type="checkbox"/>   |   |                                |  |
| ADDRESS TO:  |   |                                |  |
| Mail Stop Patent Application<br>Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA 22313-1450   |   |                                |  |

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No: 09/347,622

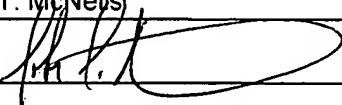
Prior application information: Examiner: Tu T. Nguyen Group/Art Unit: 2877

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuing or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

Customer Number

**00758**

|                   |   |                                   |                        |
|-------------------|---|-----------------------------------|------------------------|
| Name (Print/Type) | John T. McNelis   | Registration No. (Attorney/Agent) | 37,186                 |
| Signature         |  |                                   | Date February 18, 2004 |

# FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** **(\\$) 421.00**

| Complete if Known    |                   |
|----------------------|-------------------|
| Application Number   | Not yet known     |
| Filing Date          | February 18, 2004 |
| First Named Inventor | Steven W. Meeks   |
| Examiner Name        | Not yet known     |
| Art Unit             | Not yet known     |
| Attorney Docket No.  | 20830-08855       |

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None  
 Deposit Account:

Deposit Account Number **19-2555**

Deposit Account Name **Fenwick & West LLP**

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity        | Small Entity | Fee                    | Fee        | Fee Description | Fee Paid   |
|---------------------|--------------|------------------------|------------|-----------------|------------|
| Code (\$)           | Code (\$)    | Fee                    | Fee        | Fee Description | Fee Paid   |
| 1001 770            | 2001 385     | Utility filing fee     |            |                 | <b>385</b> |
| 1002 340            | 2002 170     | Design filing fee      |            |                 |            |
| 1003 530            | 2003 265     | Plant filing fee       |            |                 |            |
| 1004 770            | 2004 385     | Reissue filing fee     |            |                 |            |
| 1005 160            | 2005 80      | Provisional filing fee |            |                 |            |
| <b>SUBTOTAL (1)</b> |              | <b>(\\$)</b>           | <b>385</b> |                 |            |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims        | Extra Claims | Fee from below  | Fee Paid |
|---------------------|--------------|---|----------|
| Independent Claims  | 24 -20** =   | 4 x 9 =   | 36       |
| Multiple Dependent  | 2 -3** =     | 0 x 43 =  | 0        |
| Large Entity        | Small Entity | Fee Description   |          |
| Fee                 | Fee          | Fee Description   |          |
| 1202 18             | 2202 9       | Claims in excess of 20                                    |          |
| 1201 86             | 2201 43      | Independent claims in excess of 3                         |          |
| 1203 290            | 2203 145     | Multiple dependent claim, if not paid                     |          |
| 1204 86             | 2204 43      | **Reissue independent claims over original patent         |          |
| 1205 18             | 2205 9       | **Reissue claims in excess of 20 and over original patent |          |
| <b>SUBTOTAL (2)</b> |              | <b>(\\$) 36</b>   |          |

\*\*or number previously paid, if greater; For Reissues, see above

### 3. ADDITIONAL FEES

| Large Entity              | Small Entity  | Fee Description  | Fee Paid |
|---------------------------|---------------|--|----------|
| Fee Code (\$)             | Fee Code (\$) | Fee Description  | Fee Paid |
| 1051 130                  | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 50                   | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130                  | 2053 130      | Non-English specification  |          |
| 1812 2,520                | 1812 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 920*                 | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*               | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110                  | 2251 55       | Extension for reply within first month                                     |          |
| 1252 420                  | 2252 210      | Extension for reply within second month                                    |          |
| 1253 950                  | 2253 475      | Extension for reply within third month                                     |          |
| 1254 1,480                | 2254 740      | Extension for reply within fourth month                                    |          |
| 1255 2,010                | 2255 1,005    | Extension for reply within fifth month                                     |          |
| 1401 330                  | 2401 165      | Notice of Appeal   |          |
| 1402 330                  | 2402 165      | Filing a brief in support of an appeal                                     |          |
| 1403 290                  | 2403 145      | Request for oral hearing   |          |
| 1451 1,510                | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110                  | 2452 55       | Petition to revive - unavoidable   |          |
| 1453 1,330                | 2453 665      | Petition to revive - unintentional   |          |
| 1501 1,330                | 2501 665      | Utility issue fee (or reissue)   |          |
| 1502 480                  | 2502 240      | Design issue fee   |          |
| 1503 640                  | 2503 320      | Plant issue fee  |          |
| 1460 130                  | 1460 130      | Petitions to the Commissioner  |          |
| 1807 50                   | 1807 50       | Processing fee under 37 CFR 1.17(g)  |          |
| 1806 180                  | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40                   | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 770                  | 2809 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 770                  | 2810 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 770                  | 2801 385      | Request for Continued Examination (RCE)                                    |          |
| 1802 900                  | 1802 900      | Request for expedited examination of a design application                  |          |
| Other fee (specify) _____ |               |  |          |
| <b>SUBTOTAL (3)</b>       |               | <b>(\\$) 0</b>   |          |

\*Reduced by Basic Filing Fee Paid

## SUBMITTED BY

|                   |   |                                   |        |                          |
|-------------------|---|-----------------------------------|--------|--------------------------|
| Name (Print/Type) | John T. McNelis   | Registration No. (Attorney/Agent) | 37,186 | Complete (if applicable) |
| Signature         |  | Date                              |        | February 18, 2004        |